



**Department of Energy**

**Ohio Field Office  
Fernald Area Office**

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DOE-0150-98

Mr. James A. Saric, Remedial Project Manager  
United States Environmental Protection Agency  
Region 5 - HRE-8J  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3590

Dear Mr. Saric:

**FEDERAL FACILITY COMPLIANCE AGREEMENT, FERNALD ENVIRONMENTAL  
MANAGEMENT PROJECT, ANNUAL PROGRESS REPORT ON THE CONSTRUCTION OF AIR  
POLLUTION CONTROL EQUIPMENT**

Reference: Letter, J. Saric to J. Craig, "FFCA Reporting on the Construction of Air  
Pollution Control Equipment: HRE-8J," dated April 21, 1992

This letter provides a request for cancellation of the requirement for the Department of Energy (DOE) to submit a progress report on the construction of new air pollution control equipment at the Fernald Environmental Management Project (FEMP). The progress report is required to be submitted to the United States Environmental Protection Agency (USEPA) Region V for new air pollution control devices constructed and started up at the FEMP in the previous calendar year. This report has only addressed devices that control the emission of radio nuclides into the ambient air. No new devices were started in Calendar Year (CY) 1996 and none will be in CY 1997.

The Clean Air Act (CAA) section of the Federal Facilities Compliance Agreement (FFCA) of 1986 required the DOE to provide an annual progress report on the replacement of air pollution control equipment (previously known as dust collectors) to USEPA Region V. On August 17, 1986, a proposed dust collector replacement schedule was submitted to USEPA Region V as a 30-day deliverable for the FFCA, CAA section. The first progress report provided a status and a replacement schedule of all existing FEMP dust collectors identified at that time.

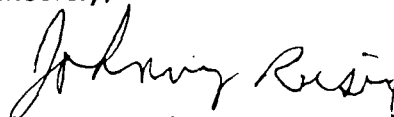
The DOE submitted a progress report each year through CY 1991. In the report for CY 1991 the DOE requested this progress report be discontinued. USEPA responded at that time that "an annual progress report is not required". They did require "an annual report be submitted" if "new air pollution control devices are constructed". Since then the DOE has submitted a progress report for any year in which an air pollution control device was constructed and started to control the emission of radionuclides.

These reports included devices for both permitted facilities and Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) activities.

DOE believes this progress report is redundant and no longer necessary. Reporting of the construction of new air pollution control devices is addressed primarily through CERCLA work plans (which did not exist for the FEMP when the FFCA was issued) or by the permitting of an activity or facility. Therefore, DOE requests cancellation of this FFCA requirement. Please provide a written response to this request within 30 days of receipt of this letter.

If you have any questions please contact Ed Skintik at (513) 648-3151.

Sincerely,



Johnny W. Reising,  
Fernald Remedial Action,  
Project Manager

FEMP:Skintik

cc:

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